

Decision No. 55146

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
JOHN T. CHALKE, an individual, for )  
authority to depart from the rates, )  
rules and regulations of Minimum Rate )  
Tariff No. 2, Minimum Rate Tariff No. )  
5, and Minimum Rate Tariff No. 8, )  
under provisions of Division 2, Chap- )  
ter 1, Article 6 of the Public Utilities )  
Code of the State of California. )

Application No. 34192  
(Fifth Supplemental)

FIFTH SUPPLEMENTAL OPINION AND ORDER

Prior orders in this proceeding have authorized applicant, under Sections 3666 and 4015 of the Public Utilities Code, to deviate from the established minimum rates. The authority is limited to the transportation of merchandise and store supplies under contract for the Great Atlantic & Pacific Tea Company from that company's Los Angeles warehouse located at 4510 South Boyle Avenue to its retail stores in southern California. It permits deviation from the requirement that each article in a shipment be classified separately and in lieu thereof allows shipments to be classified on a fixed percentage basis. It also permits applicant to observe other designated special bases for related services. The authority is scheduled to expire June 25, 1957. Applicant proposes to revise the percentage basis and with this revision seeks extension of the authority for a further one-year period.

The supplemental application shows that in general the conditions surrounding the transportation in question which justified deviation from the minimum rates still obtain. The proposed

revision of the percentages is designed to reflect the current classification mixture. The application further shows that with the proposed changes the operation may reasonably be expected to be profitable during the ensuing year.

In the circumstances it appears and the Commission finds, that the proposed bases of rating and charges are reasonable and consistent with the public interest. The supplemental application will be granted. A public hearing is not necessary. To prevent a lapse of applicant's authority, the order herein will be made effective June 25, 1957.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" of Decision No. 48863 of July 21, 1953, in this proceeding, be and it is hereby further amended by substituting the following for Items 1(a) and 2 thereof:

Item 1(a) Shipments Subject to a Minimum  
Weight of 20,000 Pounds

<u>Percent of Total Weight of Shipments</u>	<u>Rate As</u>
.011	150% of 1st class
.144	110% of 1st class
9.437	1st class
13.288	2nd class
6.770	3rd class
69.108	4th class
1.242	90% of 4th class


Item 2: The carrier is authorized to assess and collect charges for the transportation of property classified in accordance with the provisions of Item 1 above on the basis of composite rates, representing the percentage distributions shown therein.


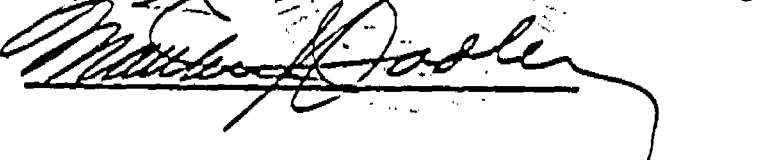
IT IS HEREBY FURTHER ORDERED that the authority granted by Decision No. 48863 of July 23, 1953, as amended herein, shall expire June 25, 1958, unless sooner changed or further extended by order of the Commission.

In all other respects said Decision No. 48863, as amended, shall remain in full force and effect.

This order shall become effective June 25, 1957.

Dated at San Francisco, California, this 19th day of June, 1957.

  
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President

  
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Commissioners